### COOPER & DUNHAM LLP

SEP 0 1 2005

ATTORNEYS AT LAW

1185 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036 TELEPHONE: (212) 278-0400

CHRISTOPHER C DUNHAM NORMAN H. ZIVIN JOHN P. WHITE WILLIAM C. PELTON ROBERT D. KATZ WENDY E. MILLER HOBERT T MALDONADO FRIC D. AIRSCH ALAN J. MORRISON KEITH J. BARKAUS AUDIT CERSPACHER JEFFREY C. SHIEH BRIAN J. ANOS TONIA A. SAYOUR LEGLIE K. NGUYEN HILAY D. PATEL

IVAN S. KAVRUKOV
PETER D. MURRAY
JAY H. MAIOU
ROBERT D.O. HOROWITZ
PETER J. PHILLIPS
RICHARD S. MILHER
HICHARD F. JAWORSH
PAUL TENG
GARY J. GERSHIK
MARIA V. MARUCCI
ASHTON J. DELAUNEY
NARYSH SRITHARAN
JOSEPH O. ČROSS
DATHER

(212) 391-0631 (212) 391-0631

OF COUNSEL DONALD 8. DOWDEN PEDRO C. FERNANDEZ

FACSIMILE: (212) 391-0525

(212) 391-0526

FOUNDED 1887 www.cooperdunham.com

### FACSIMILE TRANSMISSION

PLEASE DELIVER THE FOLLOWING PAGES

TO : Examiner P.J. Nolan; Group Art Unit 1640

COMPANY/FIRM : United States Patent and Trademark Office

FACSIMILE NO.: (571) 273-8300

FROM : Alan Morrison, Esq./AG

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE:

DATE: September 1, 2005 TIME:

CLIENT/DOCKET: 0575/48879-B (U.S. Serial No. 09/404,076)

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE TO (212) 278-0400

#### MESSAGE:

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS TRANSMISSION MAY BE AN ATTORNEY-CLIENT COMMUNICATION CONTAINING INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT A DESIGNATED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO A DESIGNATED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR IF UPON READING THIS DOCUMENT YOU HAVE REASON TO BELIEVE THAT THE DOCUMENT WAS INADVERTENTLY SENT TO YOU, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

T-359 P.002 F-165

## SEP 0 1 2005

Docket No. 0575/48879-B/JPW/AJM/BJA

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

	Applicant(s)	: Robert E. Canfield. et al.						
	Serial No.	: _09/404.076	Examiner: P.J. Nolan					
	Filed	: <u>September 23, 1999</u>	Group Art Unit: 1640					
	For	: ANTIBODIES SPECIFIC FOR hLH	BETA CORE FRAGMENT AND USES					
	THEREOF							
			,					
BY	P.O. Box 145	FOR PATENTS	Date: <u>September 1, 2005</u>					
	Sir:							
	Transmitted	smitted herewith is an amendment to the above-identified application						
	Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been previously established							
		A verified statement to es status under 37 C.F.R. enclosed.	tablish small entity \$1.9 and \$1.27 is					
	X	No additional fee is require	ed.					

The filing fee is calculated as follows:

	Number		Highest		Number of		RATE			F	ee
	Afte Amen ment	d-	Number Previou Paid Fo		Extra Claims Presen		Small Entity	Other Entity		\$mall Entity	Other Entity
Total Claims	16	-	* 28	=	***	x	\$25	\$50	=	0	
Indepen -dent Claims	5	_	6	=	*** 0	x	\$100	\$200	=	0	
Multiple For Firs			t Claim( Yes			·	\$180	\$360	=	0	
	•						TOTAL ADDITIONAL FEE \$ 0.00				

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER APTER AMENDMENT" in any prior amendment or the number of claims originally filed.

If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

<sup>\*\*\*</sup> If the difference between the "MIMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

From-Cooper&Dunham LLP

Applicant(s): Robert E. Canfleld.	
Serial No. : _09/404,076	
Filed : September 23, 1999	
Amendment Transmittal Letter Page 2	
The following are also enclosed:	
$\underline{\underline{X}}$ One additional copy of this	Amendment Transmittal Letter
X Return Receipt Postcard	
An Information Disclosure S	tatement, including Form PTO-1449
(Copies of citations include	
and a fee of \$	included)
A Petition for an Exten s for a Peti	sion of Time, including a fee of tion for Month(s) Extension of Time
Other (identify):	
THE TOTAL FEE DUE IS \$ 0.00  A check in the amount of \$_	<del>"</del>
Please charge Deposit Accounts	
The Commissioner is hereby a required or credit any over as follows:	uthorized to charge any additional fees payment to Deposit Account No. 03-3125
X Fees under 37 C.F.R. SI Patent application pro	1.16 for the presentation of extra claims ocessing fees under 37 C.F.R. \$1.17
	Respectfully submitted,
I hereby certify that this correspondence is being transmitted by facsimile on this date to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 (571) 773-9300	John P. White Registration No. 28,678 Alan J. Morrison Registration No. 37,399 Attorneys for Applicants Cooper & Dunham LLP 1185 Avenue of the Americas New York, NY 10036
Reg. No. 37,399	(212) 278-0400

Dkt. 0575/48879-B/JPW/AJM/BJA

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Robert E. Canfield, et al.

Serial No.: 09/404,076 Examiner: P.J. Nolan

Filed : September 23, 1999 Group Art Unit: 1640

FOr : ANTIBODIES SPECIFIC FOR hLH BETA CORE FRAGMENT AND

USES THEREOF

1185 Avenue of the Americas

New York, New York 10036

September 1, 2005

BY FACSIMILE: (571) 273-8300 Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

#### SUPPLEMENTAL AMENDMENT

This Amendment is submitted further to an August 23, 2005 telephone interview between applicants' undersigned attorney, Alan Morrison, Esq. and Examiner Patrick J. Nolan of the Patent Office in connection with the above-identified application.

Please amend the application as follows: